

Michigan Law Review

Volume 84 | Issue 2

1985

Periodical Index

Michigan Law Review

Follow this and additional works at: <https://repository.law.umich.edu/mlr>

Recommended Citation

Michigan Law Review, *Periodical Index*, 84 MICH. L. REV. 334 (1985).

Available at: <https://repository.law.umich.edu/mlr/vol84/iss2/7>

This Index is brought to you for free and open access by the Michigan Law Review at University of Michigan Law School Scholarship Repository. It has been accepted for inclusion in Michigan Law Review by an authorized editor of University of Michigan Law School Scholarship Repository. For more information, please contact mlaw.repository@umich.edu.

PERIODICAL INDEX

This index includes *articles*, *comments*, and some of the longer *notes* and *recent developments* that have appeared in leading reviews since the publication of the last issue of this *Review*.

ADMINISTRATION OF CRIMINAL JUSTICE

Remarks on the death penalty made at the judicial conference of the Second Circuit. Thurgood Marshall. 86 Colum. L. Rev. 1-8 (Jan.).

ADMINISTRATION OF JUSTICE

The admissibility of prior silence to impeach the testimony of criminal defendants. 18 U. Mich. J. L. Ref. 741-66 (Spring).

Capital juries and the fair cross-section requirement: modern constitutional reasoning in jury selection. 73 Ky. L.J. 1109-25 (No. 4).

Cordless telephones and the fourth amendment: a trap for the unwary consumer. 73 Ky. L.J. 1167-74 (No. 4).

Organizational papers and the privilege against self-incrimination. 99 Harv. L. Rev. 640-54 (Jan.).

Pretextual fourth amendment activity: another viewpoint. James B. Haddad. Rejoinder by John M. Burkoff. 18 U. Mich. J. L. Ref. 639-703 (Spring).

Punishing the innocent: unconstitutional restrictions on prison marriage and visitation. 60 N.Y.U. L. Rev. 275-303 (May).

Questioning *Miranda*. Gerald M. Caplan. 38 Vand. L. Rev. 1417-76 (Nov.).

Recovery for wrongful interlocutory injunctions under rule 65(c). 99 Harv. L. Rev. 828-46 (Feb.).

The securing of the premises exception: a search for the proper balance. 38 Vand. L. Rev. 1589-619 (Nov.).

The Supreme Court and defense counsel: old roads, new paths — a dead end? Vivian O. Berger. 86 Colum. L. Rev. 9-116 (Jan.).

ALIENS

See *Discrimination: Employment*.

ALTERNATIVE DISPUTE RESOLUTION

Alternative dispute resolution: panacea or anathema? Harry T. Edwards. 99 Harv. L. Rev. 668-84 (Jan.).

ANTITRUST LAW

Antitrust implications of agricultural cooperatives. 73 Ky. L.J. 1033-79 (No. 4).

A capture theory of antitrust federalism. John Shepard Wiley, Jr. 99 Harv. L. Rev. 713-89 (Feb.).

The intra-enterprise conspiracy doctrine after *Copperweld Corp. v. Independence Tube Corp.* 86 Colum. L. Rev. 198-212 (Jan.).

Modifications of antitrust consent decrees: over a double barrel. 84 Mich. L. Rev. 134-54 (Oct.).

Symposium: antitrust issues in amateur sports. Articles by John Scanlan, James V. Koch, Wendy T. Kirby, T. Clark Weymouth, Robert H. Heidt, Byron L. Gregory & J. Craig Busey. 61 Ind. L.J. 1-84 (No. 1).

ARMED FORCES

See *International Law*.

ATTORNEYS

See *Legal Profession*.

BANKRUPTCY

A critical analysis of the new Uniform Fraudulent Transfer Act. Peter A. Alces & Lauther M. Dorr, Jr. 1985 U. Ill. L. Rev. 527-71 (No. 3).

Is an IRA exempt property under the Kentucky Exemption Statute KRS section 427.150(1)(b)? 73 Ky. L.J. 1127-41 (No. 4).

The power of the Bankruptcy Court to enjoin strikes: resolving the apparent conflict between the Bankruptcy Code and the anti-injunction provisions of the Norris-LaGuardia Act. Thomas R. Haggard. 53 Geo. Wash. L. Rev. 703-40 (Aug.).

The transformation rule under section 522 of the Bankruptcy Code of 1978. 84 Mich. L. Rev. 109-33 (Oct).

BANKS AND BANKING

The future of shared automatic teller networks in the wake of *Marine Midland Bank*: a call for federal legislation. 38 Vand. L. Rev. 1621-50 (Nov.).

CAPITAL PUNISHMENT

See *Administration of Criminal Justice*.

CIVIL PROCEDURE

See also *Administration of Justice, Civil Rights, Discrimination: Employment*.

Collateral estoppel and nonacquiescence: precluding government relitigation in the pursuit of litigant equality. 99 Harv. L. Rev. 847-61 (Feb.).

The place of procedural control in determining who may sue or be sued: lessons in

statutory interpretation from civil RICO and *Sedima*. Douglas E. Abrams. 38 Vand. L. Rev. 1477-540 (Nov.).

CIVIL RIGHTS

See also *Constitutional Law*.

Quick termination of insubstantial civil rights claims: qualified immunity and procedural fairness. 38 Vand. L. Rev. 1543-88 (Nov.).

CONSTITUTIONAL LAW

See also *International Law*.

The aftermath in *Chadha*: the impact of the severability doctrine on the management of intragovernmental relations. 71 Va. L. Rev. 1211-38 (Oct.).

The civil rights pornography ordinances — an examination under the first amendment. 73 Ky. L.J. 1081-108 (No. 4).

The class-based animus requirement of 42 U.S.C. § 1985(3): a limiting strategy gone awry? 84 Mich. L. Rev. 88-108 (Oct.).

Controlling the content of print and broadcast. Matthew L. Spitzer. 58 S. Cal. L. Rev. 1349-405 (Sept.).

FCC v. League of Women Voters: conditions on federal funding that inhibit speech and subject matter restrictions on speech. 71 Cornell L. Rev. 453-76 (Jan.).

Where the boys are: can separate be equal in school sports? 58 S. Cal. L. Rev. 1425-66 (Sept.).

CORPORATIONS

See also *International Law*.

Edited transcript of proceedings of the business roundtable/Emory University Law and Economics Center Conference on remedies under the ALI proposals: law and economics. Edited by Larry E. Ribstein. 71 Cornell L. Rev. 357-426 (Jan.).

Symposium on the 1983 Illinois Business Corporation Act. 1985 U. Ill. L. Rev. 635-756 (No. 3).

Symposium: the role of liability rules and the derivative suit in corporate law: a theoretical and empirical analysis. Articles and comments by Daniel R. Fischel, Michael Bradley, Kenneth E. Scott, Donald E. Schwartz, Charles J. Goetz & Harold Demsetz. 71 Cornell L. Rev. 261-356 (Jan.).

COURT OPINIONS

Courts, creativity, and the duty to decide a case. Steven D. Smith. 1985 U. Ill. L. Rev. 573-634 (No. 3).

CRIMINAL PROCEDURE

See *Administration of Justice*.

DAMAGES

See *Torts*.

DISCRIMINATION: EMPLOYMENT

See also *Constitutional Law*.

Bazemore v. Friday: salary discrimination under title VII. 99 Harv. L. Rev. 655-67 (Jan.).

The bottom line limitation to the rule of *Griggs v. Duke Power Company*. James P. Scanlan. 18 U. Mich. J. L. Ref. 705-39 (Spring).

Certifying classes and subclasses in title VII suits. 99 Harv. L. Rev. 619-39 (Jan.).

Title VII, United States citizenship, and American national origin. 60 N.Y.U. L. Rev. 245-74 (May).

DIVORCE AND SEPARATION

The constitutional constraints on grandparents' visitation statutes. 86 Colum. L. Rev. 118-38 (Jan.).

DOMICILE AND RESIDENCE

The rule of law in residential associations. 99 Harv. L. Rev. 472-90 (Dec.).

DRUNKENNESS

See *Torts*.

ECONOMICS

An economic analysis of legal transitions. Louis Kaplow. 99 Harv. L. Rev. 509-617 (Jan.).

EMINENT DOMAIN

Containing the effect of *Hawaii Housing Authority v. Midkiff* on takings for private industry. 71 Cornell L. Rev. 428-52 (Jan.).

EMPLOYER AND EMPLOYEE

See *International Law*.

ENVIRONMENTAL LAW

Private property and environmental regulatory takings: a forward look into rights and remedies, as illustrated by an excursion into the Wild Rivers Act of Kentucky. 73 Ky. L.J. 999-1031 (No. 4).

EQUAL PROTECTION

See *Constitutional Law*.

ETHICS

See *Professions*.

FALSE CLAIMS ACT

See *Fraud*.

FEDERALISM

See also *Antitrust Law*.

Dickerson v. New Banner Institute. 71 Va. L. Rev. 1239-56 (Oct.).

FIRST AMENDMENT

See *Constitutional Law*.

FOURTH AMENDMENT

See *Sovereignty*.

FRAUD

The False Claims Act and the proposed program fraud civil remedies act: complementary partners in the prevention of federal program fraud. 73 Ky. L.J. 967-97 (No. 4).

HOUSING

Are applicants for section 8 housing subsidies "entitled" to the benefits? 1985 U. Ill. L. Rev. 757-83 (No. 3).

HUSBAND AND WIFE

See *Administration of Justice*.

INCOME TAX

See *Taxation*.

INFANTS

Treatment dilemmas for imperiled newborns: why quality of life counts. Nancy K. Rhoden. 58 Cal. L. Rev. 1283-347 (Sept.).

INTERNATIONAL LAW

Applying the critical jurisprudence of international law to the case concerning military and paramilitary activities in and against Nicaragua. 71 Va. L. Rev. 1183-210 (Oct.).

The limits of constitutional power: conflicts between foreign policy and international law. Jules Lobel. 71 Va. L. Rev. 1071-180 (Oct.).

Resolving the confusion over head of state immunity: the defined rights of kings. 85 Colum. L. Rev. 169-97 (Jan.).

Subsidiary assertion of foreign parent corporation rights under commercial treaties to hire employees "of their choice." 86 Colum. L. Rev. 139-68 (Jan.).

JURIES

See *Administration of Justice*.

JURISPRUDENCE

Jurisprudence as narrative: an aesthetic analysis of modern legal theory. Robin West. 60 N.Y.U. L. Rev. 145-211 (May).

(Marxist) social history and (conservative) legal history: a reply to Professor Langbein. Peter Linebaugh. 60 N.Y.U. L. Rev. 212-43 (May).

The moral value of law. Philip Soper. 84 Mich. L. Rev. 63-86 (Oct.).

The natural duty to obey the law. Kent Greenawalt. 84 Mich. L. Rev. 1-62 (Oct.).

Richard Epstein on the foundations of takings jurisprudence. 99 Harv. L. Rev. 791-808 (Feb.).

Slippery slopes. Frederick Schauer. 99 Harv. L. Rev. 361-83 (Dec.).

LABOR LAW

See *Bankruptcy*.

LAW SYMPOSIA

Faculty symposium. Essays on legal theory, constitutional law, Federal Rules of Evidence, property, the market in economic affairs, interrelationship between social sciences and legal research, international and comparative law by Stephen B. Presser, Ian R. Macneil, Robert P. Burns, Michael J. Perry, Steven Lubet, Robert W. Bennett, Martin H. Redish, James B. Haddad, Ronald J. Allen, Jon R. Waltz, Thomas W. Merrill, Carol M. Rose, Victor P. Goldberg, Jordan Jay Hillman, Thomas L. Eovaldi, John P. Heinz, John H. Beckstrom, Anthony D'Amato & Kurt Schwerin. 78 Nw. U. L. Rev. 869-1341 (Dec.-Feb.).

LEGAL PROFESSION

Forcing attorneys to represent indigent civil litigants: the problems and some proposals. 18 U. Mich. J. L. Ref. 767-94 (Spring).

LIBEL AND SLANDER

The future of libel law and independent appellate review: making sense of *Bose Corp. v. Consumers Union of United States, Inc.* 71 Cornell L. Rev. 477-99 (Jan.).

PARENT AND CHILD

See *Divorce & Separation*.

PENSIONS

Pension plans and the employee leasing provision: a proposal for clarifying change. 53 Geo. Wash. L. Rev. 852-69 (Aug.).

PRODUCTS LIABILITY

See *Torts*.

PROFESSIONS

Ethics: professionalism, craft, and failure. James R. Elkins. 73 Ky. L.J. 937-65 (No. 4).

RACKETEERING

See *Civil Procedure*.

RAILROADS

Fine-tuning deregulation: the Interstate Commerce Commission's use of its general rail-exemption power. 53 Geo. Wash. L. Rev. 827-51 (Aug.).

REAL PROPERTY

Design for challenge: the Kentucky statute of repose for improvements to real property. 73 Ky. L.J. 1143-65 (No. 4).

SECURITIES

Corporate communications and the federal securities laws. J. Robert Brown, Jr. 53 Geo. Wash. L. Rev. 741-826 (Aug.).

SEPARATION OF POWERS

See *Constitutional Law*.

SOVEREIGNTY

Functional equivalents of the border, sovereignty, and the fourth amendment. 52 U. Chi. L. Rev. 1119-45 (Fall).

SPORTS

See *Antitrust Law*, *Constitutional Law*.

TAXATION

Clifford trusts: proposals for resolution of the gift-leaseback conflict. 58 S. Cal. L. Rev. 1409-24 (Sept.).

TECHNOLOGY

Symposium: the Semiconductor Chip Pro-

tection Act of 1984 and its lessons. Articles by Richard H. Stern, Leo J. Raskind, Robert W. Kastenmeier, Michael J. Remington, Pamela Samuelson, John A. Kidwell & Ralph S. Brown. 70 Minn. L. Rev. 263-609 (Dec.).

TORTS

Loss of consortium: should California protect cohabitants' relational interest? 58 S. Cal. L. Rev. 1467-91 (Sept.).

A moderate and restrained federal product liability bill: targeting the crisis areas for resolution. Aaron D. Twerski. 18 U. Mich. J. L. Ref. 575-638 (Spring).

Plaintiffs' conduct as a defense to claims against cigarette manufacturers. 99 Harv. L. Rev. 809-27 (Feb.).

Social host liability: opening a Pandora's box. 61 Ind. L.J. 85-114 (No. 1).